

SENATE CONCURRENT RESOLUTION NO. 2

A CONCURRENT RESOLUTION, Endorsing the right to work provisions in the South Dakota Constitution and in the Labor Management Relations Act that prohibit forced union membership.

WHEREAS, in 1947, the Congress of the United States, in a bipartisan manner, passed the Labor Management Relations Act (LMRA) over the veto of President Harry Truman; and

WHEREAS, one of the most noteworthy portions of the LMRA, Section 14b, allows states to pass laws and measures prohibiting workers from being fired if they would refuse to join a union or pay union dues; and

WHEREAS, in the 1940's, the Legislature approved and sent to the voters an amendment to the South Dakota Constitution establishing a prohibition against forced union membership in the state, and the voters of the state passed the amendment by more than a 2:1 margin; and

WHEREAS, twenty-four other states have adopted measures similar or identical to those approved by the voters of South Dakota on this subject; and

WHEREAS, the South Dakota Municipal League lists the endorsement and retention of the existing state constitutional right to work provision as the first of its core beliefs; and

WHEREAS, in the last ten years, the legislatures in the states of Wisconsin and Indiana have enacted measures similar to those adopted by the South Dakota voters more than sixty years ago:

NOW, THEREFORE, BE IT RESOLVED, by the Senate of the Ninety-Third Legislature of the State of South Dakota, the House of Representatives concurring therein, that the South Dakota Legislature endorses Article VI, Section II of the South Dakota Constitution and the LMRA, better known as the Taft-Hartley Act, and the freedom of association it does provide.

Adopted by the Senate,
Concurred in by the House of Representatives,

January 22, 2018
January 30, 2018

Matt Michels
President of the Senate

Kay Johnson
Secretary of the Senate

G. Mark Mickelson
Speaker of the House

Sandra J. Zinter
Chief Clerk of the House